IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR

ORDER

S.B.CRIMINAL MISC. PETITION NO. 1285/2006

(Inayat Khan Vs. The Judicial Magistrate & Ors.)

Date of Order :::: 20.11.2006

PRESENT

HON'BLE MR. JUSTICE H.R. PANWAR

Mr. DS Dev, for the petitioner
Mr. Ashok Upadhyaya, PP

BY THE COURT:

By the instant criminal misc. petition under Section 482 Cr.P.C., the petitioner has challenged the order dated 13.6.2006 passed by the Judicial Magistrate, First Class, Sriganganagar (for short 'the trial court' hereinafter) whereby on filing negative final report by the police, the trial court directed to further investigate the matter in exercise of sub-section (8) of section 173 Cr.P.C.

In my view the Magistrate on filing the F.R., may accept or not to accept and direct the police for further investigation. In the circumstances, therefore, directing the police for further investigation cannot be said amounting to abuse of process of

court or in violation of any provision of law.

No case for interference in the inherent jurisdiction is made out. The criminal misc. petition is, therefore, dismissed.

(H.R.PANWAR)J.

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